

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.	: 10/551,650	Confirmation No.	: 3638
First Named Inventor	: Roland EBERL		
Filed	: October 7, 2000		
TC/A.U.	: Not Yet Known		
Attorney Advisor	: Erin P. THOMSON		
Docket No.	: 105743.56304US		
Title	: Information System		

RENEWED SUBMISSION UNDER 37 C.F.R. § 1.42

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attention: Office of PCT Legal Administration

Sir:

This renewed submission is filed in response to the decision on request under 37 C.F.R. § 1.42 dated December 2, 2009. No additional submission fee should be due in connection with this renewed submission. However, if an additional submission fee is in fact due, please charge that fee, or any deficiency in fees, or credit any overpayments, to Deposit Account No. 05-1323 (Docket No. 105743.56304US).

Acceptance of this application pursuant to 37 C.F.R. §§ 1.42 and 1.47 is again respectfully requested.

Appended to this renewed submission as Exhibit I are copies of (1) a German language document titled "Amtsgericht Starnberg - Nachlaßgericht -" and (2) an English translation of that German language document, showing that, effective May 25, 2010, Matthias Mayer, Attorney at Law, Löwengrube 12, 80333

Munich, Germany, is re-appointed by Starnberg Municipal Court - probate court - as estate curator for the heirs of the deceased inventor, Roland H. Eberl.

Appended to this renewed submission as Exhibit II are copies of (1) a new Declaration and Power of Attorney, signed on May 27, 2010, by David Dickerson as an inventor on behalf of Roland Eberl, deceased, in lieu of Matthias Mayer, and (2) an accompanying sheet, dated May 27, 2010, signed by David Dickerson.

Appended to this renewed submission as Exhibit III are copies of (1) a German language letter dated May 25, 2010, to David Dickerson, signed by the re-appointed estate curator, Matthias Mayer, and (2) an English translation of that German language letter.

It is apparent from the documents included in Exhibit I that Matthias Mayer is presently the legal representative of the deceased inventor, Roland Eberl.


It is apparent from the eighth paragraph in the accompanying sheet included in Exhibit II that a complete copy of the application papers was sent to and received by the re-appointed estate curator, Matthias Mayer, on February 11, 2010.

It is apparent from the documents included in Exhibit III that Matthias Mayer is presently the estate legal representative, but continues to refuse to execute the Declaration and Power of Attorney.

If there are any questions regarding this renewed submission or the application in general, a telephone call to the undersigned would be appreciated since this should expedite the prosecution of the application for all concerned.

If necessary to effect a timely response, this paper should be considered as a petition for an extension of time sufficient to effect a timely response. Please charge any deficiency in fees or credit any overpayments to Deposit Account No. 05-1323, Docket No. 105743.56304US.

Respectfully submitted,



Richard R. Diefendorf
Registration No. 32,390

June 1, 2010

CROWELL & MORING LLP
Intellectual Property Group
P.O. Box 14300
Washington, DC 20044-4300
Telephone No.: (202) 624-2500
Facsimile No.: (202) 628-8844
RRD:rd

EXHIBIT I

25.05.2010 12:10 00498959989441
Faxabsender: 00498959989441 RA MAYER

25/05/10 12:15 S.: 2/2



AMTSGERICHT STARNBERG - Nachlassgericht -

Otto-Gessner-Straße 2, 82319 Starnberg - Postanschrift: Postfach, 82317 Starnberg - TEL.: 08151/367-0
Geschäftstele: Zi-Nr. 220 - Durchwahl: 08151/367-141 - Telefax: 08151/367-189

Wegen gleitender Arbeitszeit erreichen Sie uns am besten: Mo. - Do. von 8.30 bis 11.30 Uhr und 13.00 bis 15.00 Uhr, Freitag von 8.00 bis 12.30 Uhr
oder nach individueller Terminvereinbarung.

Geschäftsnummer: VI 0903/07
(Bitte bei allen Schreiben angeben)

B e s t a l l u n g

Rechtsanwalt Matthias Mayer, Löwengrube 12, 80333 München
ist zum Nachlasspfleger für die Erben von

Roland Herbert Claudius Eberl, geb. am 23.10.1957, gestorben am
15.11.2007, zuletzt wohnhaft Am Schloßpark 4, 82131 Gauting

bestellt.

Der Nachlasspfleger führt die Nachlasspflegschaft berufsmäßig.

Der Wirkungskreis umfasst die Sicherung und Verwaltung des Nachlasses.

Diese Bestallung dient als Ausweis. Sie ist deshalb sorgfältig aufzubewahren und in allen Fällen, in denen es eines Ausweises bedarf, namentlich im Verkehr mit Behörden, vorzulegen.

Nach Beendigung des Amtes ist die Bestallung dem Nachlassgericht zurückzugeben.

82319 Starnberg, 25. Mai 2010

Amtsgericht-Nachlassgericht


Spöttl
Rechtspflegerin



**Starnberg Municipal Court
— probate court —**

Reference: VI 0903/07

(Please use for all correspondence)

APPOINTMENT

Matthias **Mayer**, attorney at law, Löwengrube 12, 80333 Munich is appointed as estate curator for the heirs of

Roland Herbert Claudius **Eberl**, born on October 23rd, 1957, deceased on November 15th, 2007, last resident at Schloßpark 4, 82131 Gauting.

The estate curator conducts the curatorship professionally.

The sphere of activity includes securing and administering the estate.

This appointment serves as identification. It is to be stored carefully and is to be shown in all cases that require identification, viz. in dealings with authorities.

This appointment is to be returned to the probate court upon conclusion of this office.

82319 Starnberg, May 25, 2010

Probate court of the municipal court

(Signature)

Spöttl

Registrar

EXHIBIT II

Attorney Docket No. 101795.56304US

DECLARATION AND POWER OF ATTORNEY

(For Use with Application Data Sheet)

Title Of Invention:	Information System
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As the below named inventor(s), I/we declare that:

This declaration is directed to:

- ☐ The attached application, or
☒ PCT International Application No. PCT/EP00/09843, filed October 7th, 2000.
☐ Application No. _____, filed _____ as amended on _____ (if applicable);

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought;

I/we have reviewed and understand the contents of the above-identified application, including the claims, as amended by any amendment specifically referred to above;

I/we acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me/us to be material to patentability as defined in 37 CFR 1.56, including material information which became available between the filing date of the prior application and the National or PCT International filing date of the continuation-in-part application, if applicable;

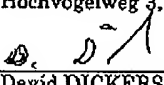
I/we hereby appoint the practitioners at **CROWELL & MORING LLP**, whose Customer Number is:

23911

as my/our attorneys to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith; and

All statements made herein of my/our own knowledge are true; all statements made herein on information and belief are believed to be true, and further these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

FULL NAME(S) of INVENTOR(S)

Signature:	_____	Date:	_____
Inventor one:	Roland H. EBERL **		
Citizen of:	Germany		
Last resident at:	Am Schloßpark 4, 82131 Gauting, Germany		
Signature:	_____	Date:	_____
Inventor two:	Heinrich A. EBERL		
Citizen of:	Germany		
Resident at:	Hochvogelweg 3, 87463 Probstried, Germany		
Signature:		Date:	<u>May 27, 2010</u>
Inventor three:	David DICKERSON **		
Citizen of:	United States		
Resident at:	Gartenstrasse 51, 85354 Freising, Germany		
Signature:	_____	Date:	_____
Inventor three:	Dr. Karsten KÖNIGSTEIN		
Citizen of:	Germany		
Resident at:	Münchner Str. 13A, 82229 Seefeld, Germany		
Signature:	_____	Date:	_____
Signatory:	Matthias MAYER *		
Citizen of:	Germany		
Resident of:	Munich, Germany (to the best of the other signatories' knowledge)		
Place of business:	Löwengrube 12, 80333 Munich, Germany		

* Signing on behalf of Roland H. Eberl, deceased, as Mr. Eberl's legal representative

** Signing as inventor and on behalf of Roland H. Eberl, deceased, in lieu of Mr. Matthias Mayer, who refused to sign this declaration (see accompanying sheet).

Accompanying Sheet

to the Declaration directed to
PCT International Application
PCT/EP00/09843
executed by
David DICKERSON on May 27th, 2010
on behalf of Roland H. EBERL, deceased, and
in lieu of Mr. Matthias Mayer, Mr. Roland Eberl's legal representative

To my great sadness, joint inventor Roland H.C. EBERL passed away on November 15th, 2007. By virtue of Mr. Roland Eberl's assignment of this application to me on June 13th, 2005, I believe to have sufficient interest in this application to execute the subject declaration on behalf of Mr. Roland Eberl notwithstanding execution by his legal representative who, however, refuses to sign.

Mr. Roland Eberl was a citizen of Germany. To the best of my knowledge, he was last resident in Germany at Am Schloßpark 4, 82131 Gauting.

Joint inventor Mr. Heinrich Eberl is likewise a citizen of Germany and is, to the best of my knowledge, resident in Germany at Hochvogelweg 3, 87463 Probstried.

Joint inventor Dr. Karsten Königstein is likewise a citizen of Germany and is, to the best of my knowledge, resident in Germany at Münchner Str. 13A, 82229 Seefeld.

I, David Dickerson, am a US citizen and am currently resident in Germany at Gartenstrasse 51, 85354 Freising.

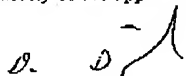
To the best of my knowledge, the curatorship of Mr. Roland Eberl's estate was entrusted to Mr. Matthias Mayer, attorney at law, in the period from March 18th, 2008 to November 4th, 2008 and from May 25th, 2010 to the present. Likewise to the best of my knowledge, Mr. Mayer is a citizen of Germany, resident in Munich, Germany. He has his place of business at Löwengrube 12, 80333 Munich, Germany.

I have had contact with Mr. Mayer on various occasions since October 2008 with regard to the declaration for the present application as well as for related PCT application PCT/EP01/11634.

On February 11th, 2010, I wrote to Mr. Mayer in my capacity as the legal representative of metaio GmbH, the current assignee of the subject application, requesting that he sign the necessary declaration for the subject application. Such a declaration as well as a complete copy of the application was enclosed. Documents proving Roland Eberl's inventorship had been sent to Mr. Mayer on September 10th, 2009, the receipt of which he duly confirmed.

In response to my aforementioned letter of February 11th, 2010, Mr. Mayer sent me the accompanying letter dated May 25th, 2010 as well as a copy of his appointment as curator of Mr. Eberl's estate by the municipal court of Starnberg, Germany. From this court appointment, I learned that Mr. Roland Eberl was last resident at Am Schloßpark 4, 82131 Gauting, Germany.

All statements made herein of my own knowledge are true; all statements made herein on information and belief are believed to be true, and further these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.



David Dickerson, May 27th, 2010

EXHIBIT III

28. Mai 2010 12:14

Meissner, Bolte & Partner

Nr. 2748 S. 8

25.05.2010 12:10 00498959989441
Faxabsender: 00498959989441 RA MAYER

25/05/10 12:15 S.: 1/2

Rechtsanwalt
Matthias Mayer

80333 München
Löwengrube 12
Telefon 089 599 89 44 0
Telefax 089 599 89 44 1

RA Matthias Mayer, Löwengrube 12, 80333 München

25.05.2010

Herrn
Rechtsanwälte Meissner & Bolte GbR
z.Hd. Herrn RA Dr. Popp & Dickerson
Widenmayerstr. 48
80538 München

→ ST

MEISSNER, BOLTE & PARTNER		ZE	PO	PA
		BU	SJ	SN
EING.: 25. Mai 2010		TX	BO	FL
		CP	KR	JK
WV		LH	PU	YR
LT		SU	HZ	IN

Vorab per Fax: 21218670

Ihr Zeichen: M/MTO-007-PC/US

PCT internationale Patentanmeldung Nr. PCT/EP00/09843

Nachlasspflegschaft EBERL Roland Herbert Claudius, gestorben am 15.11.2007

Sehr geehrter Herr Dickerson,

in vorbezeichneter Angelegenheit bin ich gem. anliegender Bestallung zum Nachlasspfleger bestellt. Ich nehme Bezug auf die PCT internationale Patentanmeldung Nr. PCT/EP00/09843, eingereicht am 07.10.2000.

Vorgänge in Bezug auf das gegenständliche Patent sind mir nicht bekannt. Aus diesem Grund sehe ich mich nicht in der Lage in diesem Zusammenhang eine Eides Stattliche Erklärung abzugeben.

Mit freundlichen Grüßen

Rechtsanwalt

Anderkonto: Hausbank München - Konto Nr. 132 79 33, BLZ 700 901 00

Matthias Mayer
Attorney at Law

80333 Munich
Löwengrube 12
Tel: 089 599 89 44 0
Fax: 089 599 89 44 1

Matthias Mayer, attorney, Löwengrube 12, 80333 Munich

May 25, 2010

Mr.
Meissner & Bolte GbR, Attorneys at Law
attn: Dr. Popp & Mr. Dickerson
Widenmayerstraße 48
80538 Munich

Via fax in advance: 2121 8670

Your Ref: M/MTO-007-PC/US
PCT international patent application No. PCT/EP00/09843
estate curatorship EBERL Roland Hubert Claudius, deceased on November 15th, 2007

Dear Mr. Dickerson,

With regard to the above-referenced matter, I have been appointed as per the enclosed appointment as the estate curator. I refer to PCT international patent application No. PCT/EP00/09843 filed on October 7th, 2000.

I am unaware of any activities regarding the present patent. For this reason, I do not consider myself in a position to provide a declaration in lieu of an oath.

Sincerely,

attorney at law